


AO 441 (Rev. 8/01) Third Party Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE <u>June 2, 2008</u>	
NAME OF SERVER <u>DAVID POIAK</u>	TITLE <u>Process server</u>	
<i>Check one box below to indicate appropriate method of service</i>		
<p><input checked="" type="checkbox"/> Served personally upon the third-party defendant. Place where served: <u>Venetian Resort Hotel Casino</u> <u>3355 Las Vegas Blvd.</u> <u>Las Vegas, Nevada, 89109</u></p> <p><input type="checkbox"/> Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:</p> <p><input type="checkbox"/> Returned unexecuted:</p> <p><input type="checkbox"/> Other (specify):</p>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL <u>\$0.00</u>
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>June 2, 2008</u> <u></u> Date Signature of Server</p> <p style="text-align: center;"><u>22 W 48th Street, Ste 1009 - New York, NY 10036</u> Address of Server</p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

AO 441 (Rev. 8/01) Third Party Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

PLAINTIFF

THE FRANK LLOYD WRIGHT FOUNDATION,
an Arizona not-for-profit corporation,

V. DEFENDANT AND THIRD PARTY PLAINTIFF

HAMPTON COURT JEWELERS LTD. d/b/a
CELLINI FINE JEWELRY,
a New York domestic business corporation,

**THIRD PARTY SUMMONS IN A
CIVIL ACTION**

Case Number: 08 CV 00422 (NRB)

V. THIRD PARTY DEFENDANT

Bagues-Masriera, S.A.,
a corporation domiciled in Spain

To: Name and address of Third Party Defendant

Bagues-Masriera, S.A.
Consell de Cent, 331 pral.
08007 Barcelona

YOU ARE HEREBY SUMMONED and required to serve on

PLAINTIFF'S ATTORNEY (name and address)

Michael G. Goldberg, Esq. (MG-2135)
Anika Lewis, Esq. (AL-2005)
PRYOR CASHMAN LLP
410 Park Avenue
New York, NY 10022
Telephone: (212) 421-4100
Fax: (212) 326-0806

DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY
(name and address)

Marvin S. Gittes (MG-6112)
Timur E. Slonim (TS-0915)
MINTZ LEVIN COHN FERRIS GLOVSKY
AND POPEO, P.C.
666 Third Avenue
New York, NY 10017
Telephone: (212) 935-3000
Fax: (212) 983-3115

an answer to the third-party complaint which is served on you with this summons, within 20 days after the service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default may be taken against you for the relief demanded in the third-party complaint. There is also served on you with this summons a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, *and* (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK

DATE

APR 03 2008

(By) DEPUTY CLERK

AO 441 (Rev. 8/01) Third Party Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	
NAME OF SERVER	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the third-party defendant. Place where served: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input type="checkbox"/> Other (specify): </div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____ Date _____ Signature of Server _____</p> <p style="text-align: center;">_____ Address of Server _____</p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.